


1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 OAKLAND DIVISION
4

5 UNITED STATES OF AMERICA,) No. CR-11-0583 SBA
6 Plaintiff,)
7 v.) ORDER GRANTING STIPULATED
8 ALEJANDRO GUTIERREZ,) REQUEST TO CONTINUE CHANGE OF
9 Defendant.) PLEA AND SENTENCING DATE TO
10) FEBRUARY 8, 2012 AND EXCLUDING
11) TIME UNDER THE SPEEDY TRIAL ACT
12)
13)
14)
15)
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

13 The parties jointly requested that this Court continue the sentencing hearing to February
14 8, 2012 at 10:00 a.m. because additional time is needed to gather information to aid in
15 preparation of the Presentence Investigation Report and to allow the parties to review and submit
16 comments regarding the draft report. Further, the assigned probation officer will be out of the
17 office in the month of December. The parties agree the ends of justice served by granting the
18 continuance outweigh the best interests of the public and defendant in a speedy trial.
19

20 **IT IS HEREBY ORDERED** that the change of plea and sentencing in this matter is
21 continued to February 8, 2012 at 10:00 a.m. and that time between December 14, 2011 and
22 February 8, 2012 is excluded in accordance with the provisions of the Speedy Trial Act, 18
23 U.S.C. § 3161(h)(1)(G) for the Court's consideration of the proposed plea agreement.
24

25 DATED: 11/18/11
26


HON. SAUNDRA BROWN ARMSTRONG
United States District Judge
27
28